

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

DENNIS KOESTERER, on behalf of himself
and all others similarly situated,

Plaintiff,

vs.

WASHINGTON MUTUAL, INC., KERRY K.
KILLINGER, DAVID C. SCHNEIDER, and
THOMAS W. CASEY,

Defendants.

Electronically Filed

Civil Action No. 1:07-CV-09801-CM
(ECF Case)

[Captions continued on the following page]

**NOTICE OF WITHDRAWAL OF MOTION
OF THE WAMU INSTITUTIONAL INVESTOR GROUP TO
CONSOLIDATE ACTIONS, TO BE APPOINTED LEAD PLAINTIFF AND FOR
APPROVAL OF LEAD PLAINTIFF'S SELECTION OF LEAD COUNSEL**

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*Counsel for the WaMu Institutional
Investor Group*

JOEL ABRAMS and BRIAN ROFFE,
individually and on behalf of all others
similarly situated,

Plaintiff,

vs.

WASHINGTON MUTUAL, INC., KERRY
K. KILLINGER, STEPHEN J. ROTELLA,
and THOMAS W. CASEY,

Defendants.

ROBERT L. GARBER, individually and on
behalf of all others similarly situated,

Plaintiff,

vs.

WASHINGTON MUTUAL, INC., KERRY
K. KILLINGER, STEPHEN J. ROTELLA,
and THOMAS W. CASEY,

Defendants.

Civil Action No. 1:07-CV-09806-AKH

Civil Action No. 1:07-CV-11422-UA

TO: ALL PARTIES AND THEIR COUNSEL OF RECORD:

PLEASE TAKE NOTICE that the City of Philadelphia Board of Pensions and Retirement
Alamada County Employees' Retirement Association, Metzler Asset Management GmbH, and
Helaba Invest Kapitalanlagegesellschaft mbH, (collectively, the "WaMu Institutional Investor
Group") hereby withdraw their motion to consolidate actions, to be appointed lead plaintiff and
for approval of lead plaintiff's selection of lead counsel originally filed with this Court on
January 4, 2008. Nevertheless, should the need arise, the WaMu Institutional Investor Group
respectfully requests the Court to consider its motion as it remains willing to serve in a
leadership or representative capacity on behalf of the class.

This withdrawal is made without prejudice to the rights of the WaMu Institutional
Investor Group to participate in this action as a member of the proposed class and to share in any
settlement or recovery.

Dated: January 18, 2007

Respectfully submitted,

/s Geoffrey C. Jarvis
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*Counsel for the WaMu Institutional
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CERTIFICATE OF SERVICE

The undersigned, Counsel for the WaMu Institutional Investor Group, hereby certifies that on this date, a copy of the foregoing notice was served on all counsel registered for ECF service on the above docket.

Date: January 18, 2008

GRANT & EISENHOFER P.A.

/s/ Geoffrey C. Jarvis

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